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15 **UNITED STATES DISTRICT COURT**
16
17 **DISTRICT OF NEVADA**

18 LE PETOMANE XXVII, INC., an Illinois
19 corporation, not individually, but solely in its
20 representative capacity as trustee of the Nevada
21 Environmental Response Trust,

22 Plaintiff,
23 vs.
24 AMERICAN PACIFIC CORPORATION, a
25 Nevada corporation,

26 Defendant.

27 Case No. 2:21-cv-01166-APG-NJK

28 **STIPULATION AND ORDER FOR
EXTENSION OF TIME FOR
DEFENDANT AMERICAN PACIFIC
CORPORATION TO RESPOND TO
PLAINTIFF'S COMPLAINT (FIRST
REQUEST)**

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30 **STIPULATION AND ORDER FOR EXTENSION OF TIME FOR DEFENDANT**
31 **AMERICAN PACIFIC CORPORATION TO RESPOND TO PLAINTIFF'S**
32 **COMPLAINT (FIRST REQUEST)**

33 This is the **First Request** to extend the time for Defendant to respond to Plaintiff's
34 Complaint. Defendant, American Pacific Corporation ("Defendant"), by and through its counsel,
35 Thorndal Armstrong Delk Balkenbush & Eisinger, and Plaintiff, Le Petomane XXVII, Inc. solely
36 in its representative capacity as trustee of the Nevada Environmental Response Trust
37 ("Plaintiff"), by and through its counsel, Fennemore Craig, P.C. and Foley & Lardner LLP (*Pro
38 Hac Vice*), hereby stipulate to allow Defendant a two (2) week extension to respond to Plaintiff's

1 Complaint. Plaintiff filed its Complaint on June 21, 2021 and served Defendant with its
2 Complaint on June 24, 2021 making the current due date July 15, 2021. Plaintiff and Defendant
3 submitted a stipulation to the Court on July 12, 2021, stipulating to a two (2) week extension of
4 time to file a responsive pleading extending the time to July 29, 2021, but the stipulation was
5 denied without prejudice by the Court on July 13, 2021, citing a request for additional
6 information and compliance with Local Rule IA 6-1(a).

7 Pursuant to Local Rule IA 6-1(a), the basis for this first request stipulation for an
8 additional two-week time period to prepare and file a responsive pleading to Plaintiff's
9 Complaint, is that Defendant is engaging additional counsel who will be joining the defense.
10 The additional counsel require the additional requested two (2) week time period to July 29,

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1 2021, to assist with preparation of responsive pleadings. Said counsel will be applying for Pro
2 Hac status in the near future as well.

3 Based upon the foregoing, Plaintiff and Defendant hereby stipulate that Defendant may
4 file and serve its responsive pleading on or before July 29, 2021.

5 Dated this 13th day of July 2021.

6 FENNEMORE CRAIG, P.C.

8 /s/ *Josh Reid*

9 JOSH REID, ESQ.
10 Nevada Bar No. 7497
11 300 South 4th Street, Suite 1400
12 Las Vegas, Nevada 89101

13 (Pro Hac Vice)

14 ERIC L. MAASEN, ESQ.
15 WILLIAM J. MCKENNA, ESQ.
16 TANYA C. O'NEILL, ESQ.
17 FOLEY & LARDNER LLP
18 777 East Wisconsin Avenue
19 Milwaukee, Wisconsin 53202
Attorneys for Plaintiff,
LE PETOMANE XXVII, INC. solely in its
representative capacity as trustee of the
NEVADA ENVIRONMENTAL RESPONSE
TRUST

5 Dated this 13th day of July 2021.

6 THORNDAL ARMSTRONG DELK
7 BALKENBUSH & EISINGER

8 /s/ *Michael C. Hetey*

9 MICHAEL C. HETEY, ESQ.
10 Nevada Bar No. 5668
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13 1100 East Bridger Avenue
14 Las Vegas, Nevada 89101
15 Attorneys for Defendant,
16 AMERICAN PACIFIC CORPORATION, a
17 Nevada corporation

20 **ORDER**

21 IT IS SO ORDERED.

22 Dated: July 14, 2021

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24 UNITED STATES MAGISTRATE JUDGE